IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 23RD OCTOBER 2007 / 1ST KARTHIKA 1929

WP(C).No. 31386 of 2007(J)

PETITIONER:

MOHAMMED HANEEFA,
S/O MOIDEENKUTTY HAJI, THAIKADAN,
KLARI AMSOM, TIRURANGADI,
MALAPPURAM DISTRICT.

BY ADV. SRI.K.P.SUDHEER

RESPONDENTS:

---

1. THE DEPUTY DIRECTOR OF PANCHAYATH,
MALAPPURAM.

2. THE TANUR GRAMA PANCHAYATH,
REPRESENTED BY ITS SECRETARY,
TANUR, MALAPPURAM DISTRICT.

3. THE DISTRICT COLLECTOR,
MALAPPURAM.

R1 & R3 BY SR.GOVT.PLEADER SRI.K.J.MOHAMMED ANZAR.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 23/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

.....

W.P.(C)No.31386 OF 2007

.....

DATED THIS THE 23RD OCTOBER, 2007

J U D G M E N T

The grievance of the petitioner is that the 2nd respondent-Panchayat has singled out him for coercive action on the reason that puramboke land has been encroached upon and that no action is being taken against 17 others, though the Panchayat initiated proceedings against them also.

2. I do not propose to examine the merits of the matter. Ext.P3 representation has been submitted by the petitioner before the 1st respondent voicing his grievances. The 1st respondent will take up Ext.P3 immediately, issue notice to the 17 persons who will be affected if positive action is taken pursuant to Ext.P3, hear the petitioner and a representative of those 17 persons and also the Panchayat and take a correct decision at the earliest and at any rate within six weeks of receiving copy of this judgment.

The Writ Petition is disposed of as above.

(PIUS C.KURIAKOSE, JUDGE)

tgl